

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK

3 -----x
4 MEDIDATA SOLUTIONS, INC.

5 Plaintiff,
6 Civil Action No.:
1:15-cv-000907-ALC

-against-

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8
9 FEDERAL INSURANCE COMPANY,

10 Defendant.

11 -----x
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14
15
16
17 VIDEOTAPED DEPOSITION of a Non-Party
18 Witness, [REDACTED], taken by the Defendant,
19 pursuant to Notice, held at the offices of
20 Gordon & Rees, LLP, One Battery Park Plaza, New
21 York, New York, 10004, on June 25, 2015, at
22 9:29 a.m. before a Notary Public of the State
23 of New York.
24
25

1

[REDACTED]

2 A. I have my CPA in the state of Maryland.

3 Q. When did you earn your CPA?

4 A. Approximately, 2007.

5 Q. Have you every practiced as a private
6 accountant?

7 A. Do you mean --

8 Q. At a firm?

9 A. I worked at Grant Thornton.

10 Q. When did you work at Grant Thornton?

11 A. I worked at Grant Thornton after
12 graduation for approximately four to
13 five years.

14 Q. So roughly, 2010?

15 A. Correct.

16 Q. Where did you go after Grant Thornton?

17 A. I went to Medidata.

18 Q. Did you have a specific area of practice
19 at Grant Thornton?

20 A. I worked in assurance services.

21 Q. What is assurance services?

22 A. We performed audits of companies.

23 Q. While you were at Grant Thornton did you
24 audit Medidata?

25 A. No.

1

[REDACTED]

2 Q. Are you currently employed by Medidata?

3 A. Yes.

4 Q. What's your position?

5 A. [REDACTED].

6 Q. How long have you held that position?

7 A. Approximately, four months.

8 Q. What are your responsibilities in that
9 position?

10 A. My group leads the sales order to cash
11 collections process.

12 Q. Can you explain what that entails?

13 A. Yeah. We work with legal to ensure
14 contracts are structured properly. We perform
15 all the accounting around that to ensure that
16 the revenue is recognized appropriately. We
17 bill these contracts and then we ensure the
18 cash is collected.

19 Q. Who do you report to?

20 A. I report to David Colistra who is the
21 chief accounting officer.

22 Q. What was your position before you became

23 [REDACTED]?

24 A. [REDACTED].

25 Q. How long did you hold that position?

1

[REDACTED]

2 A. Approximately a year and a half.

3 Q. Did your responsibilities change when
4 you became a [REDACTED]?

5 A. Not significantly.

6 Q. How did they change?

7 A. I took on more roles in planning and
8 analysis for revenue in future periods.

9 Q. Have you always reported to
10 Mr. Colistra?

11 A. No.

12 Q. Who else have you reported to?

13 A. I reported to Peter Bonfiglio, Anthony
14 DiCataldo, Robert Shaw, and for a brief time
15 the then CEO, Cory Douglas.

16 Q. In the September 2014 period who did you
17 report to?

18 A. David Colistra.

19 Q. At some point during your tenure at
20 Medidata did you become an authorized signatory
21 on Medidata's bank accounts?

22 A. Yes.

23 Q. Do you recall when that occurred?

24 A. I don't remember the exact date, but it
25 was approximately June or July of '14.

1

2 Q. In the normal course of your day were
3 you often called upon to sign checks?

4 A. No.

5 Q. What percentage of your time would you
6 say, in the August through October 2014 time
7 frame, would you spend issuing checks?

8 A. Zero to five percent.

9 Q. How about wire transfers in the August
10 to September time frame, were you authorized to
11 approve wire transfers?

12 A. Yes.

13 Q. How often during the normal course of
14 your days in that same time frame would you
15 handle wire transfers?

16 A. Zero to five percent.

17 Q. So is it fair to say that it would be
18 fairly infrequent that you would issue a check
19 on behalf of Medidata or do a wire transfer?

20 A. Yes.

21 Q. When you became an authorized signatory
22 did you receive any training on how to execute
23 a wire transfer?

24 A. The training was around how to use the
25 system and the FOB key.

1

2 Q. Who provided that training?

3 A. The then assistant controller, Steven
4 Davis.

5 Q. The key that you referenced, can you
6 describe how that works when you're using a
7 wire transfer or issuing a wire transfer?

8 A. So if you were to log in to the system
9 you would require the key to gain access.

10 Q. Were you provided your own key for it to
11 access the system?

12 A. Yes.

13 Q. The system we're talking about, it was a
14 system for J.P. Morgan Chase, correct?

15 A. Yes.

16 Q. And it was over the Internet, correct?

17 A. Yes.

18 Q. So the first step in issuing a wire
19 transfer would be to use the Internet to log in
20 to the J.P. Morgan Chase wire transfer system?

21 A. That would be my first step.

22 Q. And when you access the JP Morgan Chase
23 system did you need both a user ID and a
24 password?

25 A. Yes.

1

[REDACTED]

2 Q. Were you assigned your own user ID?

3 A. Yes.

4 Q. And the password would be generated by
5 this fob key?

6 A. No. There was also a password that was
7 created by me.

8 Q. So in order to access the system you
9 would need your user ID and your password?

10 A. Yes.

11 Q. How was the fob key used then?

12 A. That was an additional layer of security
13 after you entered both your user name and
14 password.

15 Q. Were all three of those, meaning the
16 user ID, the password and the fob number, the
17 number generated by the fob, needed to access
18 the system?

19 A. Yes.

20 Q. Once you accessed the system did you
21 then have to enter more data to approve the
22 wire transfer?

23 A. I did not have to enter data. There was
24 data available for me to review.

25 Q. So you'd be able to look at the wire

1

2 transfer information?

3 A. Yes.

4 Q. If you were ready to approve the wire
5 transfer did you have to enter information or
6 just hit approve?

7 A. I don't exactly remember. I believe
8 there was just an approval button.

9 Q. Is it fair to say that in order to
10 access the J.P. Morgan Chase wire transfer
11 software you would, as you, you needed to have
12 access up to that physical fob?

13 A. Yes.

14 Q. And did you keep that in a secure
15 location?

16 A. Yes.

17 Q. Did you keep it at the office? I won't
18 ask you technically where you kept it. Did you
19 keep it at the office?

20 A. Yes.

21 Q. Was it your understanding that wire
22 transfers had to be approved by more than one
23 person?

24 A. Yes.

25 Q. Do you know how many authorized

1

2 signatories there were in the September 2014
3 time frame?

4 A. I believe there was the CFO, the
5 controller, the then VP of shared services, the
6 assistant controller, the [REDACTED], and
7 myself. So six I recall.

8 Q. Did you know [REDACTED]?

9 A. Yes.

10 Q. Was he one of the authorized signers
11 during this September 2014 time frame?

12 A. Yes.

13 Q. Did you have the ability to go into the
14 system and set up a wire transfer?

15 A. I don't believe so. I never attempted
16 to do such.

17 Q. How often prior to September 2014 had
18 you approved a wire transfer?

19 A. I don't remember the exact count. I
20 would say from 5 to 15.

Q. In those instances prior to September of 2014 when you approved wire transfers, how did you know that wire transfers were ready for your approval? Was there a system in place to alert you to that?

1

2 Q. How was it -- was it communicated at
3 all?

4 A. There was a constant communication from
5 our CFO and management team that we're
6 constantly looking for acquisitions and that
7 was the general environment. That it should be
8 something that we should be prepared for.

9 Q. If you turn to page 9, you'll see a
10 Table of Authority. Are you familiar with this
11 table?

12 A. I am more familiar now.

13 Q. Do you see where it says CFO, [REDACTED],
14 CEO and then 1.5 million?

15 A. Yes.

16 Q. Were you ever told -- strike that.
17 Who was the CFO in September of 2014?

18 A. Cory Douglas.

19 Q. Who was the [REDACTED] in September 2014?

20 A. [REDACTED].

21 Q. Who was the CEO in September of 2014?

22 A. Tarek Sharif.

23 Q. Were you ever told any of those
24 individuals were authorized to approve
25 expenditures in excess of \$1.5 million?

1

[REDACTED]

2 A. No.

3 Q. Were you ever, other than on
4 September 16th, involved in a transaction where
5 you had to approve a wire in excess of \$1.5
6 million?

7 A. Not an individual wire, no.

8 Q. Multiple wires that totalled more than
9 1.5 million?

10 A. Not to an individual party, but in
11 aggregate I would think.

12 Q. So if you added all the wires you
13 approved, do you think they would exceed 1.5
14 million?

15 A. Yes.

16 Q. But no one individual wire exceeded 1.5
17 million; is that correct?

18 A. Correct.

19 Q. Were you provided Exhibit 11 when you
20 first joined the company?

21 A. The entire document?

22 MR. SCHMOOKLER: Well, strike
23 that.

24 Q. When were you first provided these
25 corporate procurement policies and procedures?

1

2 A. I don't remember the exact date. We
3 were provided all policies and procedures.

4 Q. And when you were provided them did you
5 go through them and familiarize yourself with
6 the policies and procedures of the company?

7 A. I did read through them with a focus on
8 the ones that related to my areas.

9 Q. Did you know on September 16 when [REDACTED]
10 [REDACTED] first approached you about the subject
11 wire transfer, whether [REDACTED] had
12 authority to authorize an expenditure in excess
13 of \$1.5 million?

14 A. Could you repeat that?

15 Q. Sure. In September 16th did [REDACTED]
16 [REDACTED] approach you about approving a wire
17 transfer?

18 A. Yes.

19 Q. And at that time when she first
20 approached you did you know if [REDACTED] had
21 the authority to approve an expenditure in
22 excess of \$4 million?

23 A. Not through the procurement table here.

24 MR. ZIFFER: I think he's not
25 asking you a question about the exhibit.

1

2

THE WITNESS: Okay.

3

4

MR. ZIFFER: You want to ask the question again?

5

MR. SCHMOOKLER: Sure.

6

7

8

9

10

11

Q. My question to you is, when [REDACTED] first approached you, had you been told by anyone or seen anything in writing that indicated that [REDACTED] alone had authority to approve an expenditure in excess of \$4 million?

12

13

14

15

A. There was nothing to believe that in that instance. This was a non-standard transaction, so we weren't aware of that limit of \$4 million.

16

17

18

19

20

21

Q. A slightly different question. My question is, had you seen anything prior to [REDACTED] approaching you or talked to anyone or heard anything, that indicated that [REDACTED] could unilaterally approve a \$4 million expenditure?

22

MR. ZIFFER: Objection.

23

24

A. I guess -- are you asking for a document or something that clarifies that?

25

Q. No, no. I'm just asking you, you worked

1

[REDACTED]

2

MR. ZIFFER: Objection.

3

A. We were under the impression it was to

4

acquire a company.

5

Q. Was it your understanding that the money

6

that was being wire transferred out on

7

September 16th was to fund this alleged

8

purchase of a company?

9

A. It was our understanding that it was to

10

acquire a company.

11

Q. Well, when you say acquire, what do you

12

mean by acquire?

13

A. To -- to, I guess, I -- what exactly,

14

when you ask acquire, to purchase the assets to

15

buy the company, acquire.

16

MR. ZIFFER: Semantics. Sorry.

17

Q. Were you provided any documentation by

18

[REDACTED] to support the requested wire

19

transfer?

20

A. We received e-mail approval directly

21

from [REDACTED], at that time which we thought was

22

[REDACTED], that was a pretty common practice. We

23

were a technology company so e-mail was one of

24

the strongest -- we send a lot of sensitive

25

things over e-mail. In addition, she provided

1

2 an approval that she had worked with him for
3 this transaction.

4 Q. When you say she provided approval, was
5 there some documentation?

6 A. All through e-mail.

7 Q. Did you speak with her?

8 A. Yes.

9 Q. Did she tell you that she had verified
10 the transaction verbally with [REDACTED]?

11 A. We had asked her and she had referenced
12 that had she had spoke with him.

13 Q. When you say we, who are you referring
14 to?

15 A. I'm sorry. [REDACTED] and I spoke with
16 [REDACTED].

17 Q. Who asked whether she had spoken with
18 him?

19 A. I believe it was [REDACTED]. And she had said
20 multiple times that she was on the phone with
21 him. All e-mail that we received was through
22 [REDACTED].

23 Q. When you joined Medidata were you
24 provided an e-mail account?

25 A. Yes.

1

2 Q. And did you access that e-mail account
3 by logging in to Gmail?

4 A. Did I access, yes.

5 Q. And it's the same, I don't know, do you
6 have a personal e-mail at Gmail?

7 A. Yes.

8 Q. Is it the same Gmail system you would
9 use to access your personal e-mail?

10 A. I'm not an IT guy. It appears from my
11 perspective to be.

12 Q. So when you go to work and you turn your
13 computer on, you'd go to the Internet, correct?

14 A. Yes.

15 Q. And then you would go into Gmail.com?

16 A. I believe you can access it from there.
17 We access -- I access through the home page of
18 Medidata.

19 Q. When you say you access it through the
20 home page of Medidata, what do you mean by
21 that?

22 A. We have an intranet site where you log
23 into that and it will create a link to the
24 e-mail account. It doesn't specifically
25 reference Gmail. It's just our e-mail system.

1

2 Q. You referenced an e-mail from [REDACTED]
3 [REDACTED]. Did you use a computer or your phone to
4 access that e-mail?

5 A. Computer.

6 Q. Is there any tie between the e-mail
7 system at Medidata and the J.P. Morgan Chase
8 wire transfer system, that you're aware of?

9 A. Not that I'm aware of.

10 Q. So when you accessed the e-mail from the
11 alleged [REDACTED], would you agree with me
12 that at that moment in time you needed to take
13 additional steps in order to get the wire
14 transfer out the door?

15 A. There were additional actions that had
16 to be taken.

17 Q. And those actions included logging into
18 the Chase system, correct?

19 A. Yes.

20 Q. And those actions included you
21 affirmatively approving a wire transfer that
22 had been set up by [REDACTED], correct?

23 A. I can't be a hundred percent sure that
24 she was the one that set it up, but yes, I did
25 log in.

1

2 Q. So after you received the e-mail, the
3 additional steps needed to actually send money
4 out included logging in to the J.P. Morgan
5 Chase system and approving the wire transfer
6 that had been set up by someone else?

7 A. Yes, I did log into the system.

8 Q. I'm going to show you --

9 MR. ZIFFER: Something marked
10 already?

11 MR. SCHMOOKLER: Yes, Exhibit 3.

12 MR. ZIFFER: I don't see the
13 originals for him.

14 MR. SCHMOOKLER: They're right
15 here.

16 Q. Let me show you what was previously
17 marked as Exhibit 3. Is this the e-mail you
18 referenced when you said you received an e-mail
19 from [REDACTED]?

20 A. This is a paper copy. It was on my
21 computer when I accessed it. The picture is
22 also more pixilated and when we received it, it
23 appeared to be any e-mail that we would have
24 typically received from him in terms of form.

25 Q. It says in the first -- well, underneath

1

2 the names, it says, "I'm currently undergoing a
3 financial operation in which I need you to
4 process and approve a payment on my behalf."

5 Do you see that?

6 A. Yes.

7 Q. Based on your conversations, did you
8 have an understanding of what was referenced as
9 a financial operation?

10 A. There was no explicit communication to
11 explain what that was.

12 Q. By anyone?

13 A. Correct.

14 Q. How did you know then or how did you
15 come to believe that this wire transfer was in
16 connection with an acquisition?

17 A. I had spoke with [REDACTED] who had showed
18 on her computer to me that there was an
19 acquisition. It was an e-mail to her or
20 something to her explicitly indicating that
21 there was an acquisition.

22 Q. Well, based on your understanding of
23 Medidata's business at that time, did you have
24 an understanding of what that acquisition was?

25 A. As I referenced earlier, there was just

1

2 a lot of communication that we should be
3 prepared. That there would be an acquisition
4 and we should be able to scale, to handle those
5 types of transactions.

6 Q. So at the time that you spoke with [REDACTED].
7 [REDACTED], it was your understanding from internal
8 communications at the company, that there would
9 be a legitimate or could be a legitimate
10 purchase that you should be prepared to handle?

11 A. Correct. From, not -- it was from our
12 CFO.

13 Q. In those communications from the CFO
14 were you provided any sort of time frame when
15 this legitimate acquisition was to occur?

16 A. There was not an explicit time frame.

17 Q. Was there any sort of data provided to
18 you in terms of the amount of this legitimate
19 acquisition?

20 A. There was not an explicit amount.

21 Q. When you had this conversation with [REDACTED]
22 [REDACTED] and [REDACTED], did either of them say
23 anything to you that would suggest that the
24 amount that was being transferred out was
25 intended to fund a legitimate purchase?

1

2 buy a house, a bill of sale, a deed. Why was
3 there no supporting documentation for this
4 transaction?

5

MR. ZIFFER: Objection.

6

A. I guess -- could you -- what exactly are
7 you referring to?

8

Q. Sure. At the time that you approved the
9 wire transfer, did you have anything in front
10 of you which documented the existence of this
11 purchase, other than the e-mail?

12

A. We, as I mentioned earlier, we did a lot
13 of communication through e-mail. As a
14 technology company, there's a lot of things
15 happen quickly in the general day-to-day. I'd
16 say the e-mail and then the information that
17 was available on [REDACTED] computer, along with
18 her mentioning that she had spoken with him.

19

Q. How did you know when you logged in to
20 the J.P. Morgan Chase system if the money was
21 being transferred to the right person to fund
22 this acquisition?

23

A. The only information we had was an
24 e-mail from communication between [REDACTED] and an
25 individual, and I believe there was a thread

1 [REDACTED]

2 with [REDACTED] referencing where the money should be
3 sent.

4 Q. The e-mail I just showed you, Exhibit 3,
5 do you see how there's what appears to me, my
6 mind might be an elipsey, but I think it's a
7 button at the bottom?

8 A. Under, best regards?

9 Q. Yes.

10 A. Yes.

11 Q. When you saw the e-mail from
12 [REDACTED], did it have his name typed at the
13 bottom?

14 A. Typed at the bottom?

15 Q. Yes.

16 A. I can't recall.

17 Q. What department did [REDACTED] work in?

18 A. [REDACTED], so [REDACTED]
19 [REDACTED].

20 Q. Within Medidata's normal business, what
21 type of payables did that department normally
22 process?

23 A. They would handle all payables, all
24 outgoing funds of the company.

25 Q. Let me show you what I've marked as

1

2 Exhibit 1. Have you ever seen this document
3 before?

4 A. As I referenced earlier, we had access
5 to all of the procedure documents.

6 Q. If you look at page 729.

7 A. 729?

8 Q. There's little numbers at the bottom.
9 I'm sorry.

10 MR. ZIFFER: It's a lawyer
11 thing. Bates stamp numbers.

12 Q. Do you see where it says, emergency
13 payment requests?

14 A. Yes.

15 Q. Could you read that paragraph to
16 yourself and let me know when you're done?

17 A. Yes. Okay.

18 Q. Do you see the final sentence where it
19 says, "All emergency payments require the
20 vice-president finance shared services or
21 assigned designee's approval?

22 A. Yes.

23 Q. Who was the vice-president finance
24 shared services in September 2014?

25 A. Rob Shaw.

1

2 Q. Was Mr. Shaw included in your
3 discussions with [REDACTED] about the
4 September 16 wire transfer?

5 A. Rob Shaw was not included in my side of
6 that discussion.

7 Q. Do you know if Mr. Shaw approved the
8 wire transfer that went out on September 16?

9 A. He did not approve it in the Chase
10 system.

11 Q. Were you told by [REDACTED] that there
12 was any sort of time urgency to approving the
13 wire transfer on September 16?

14 A. There was an urgency communicated in the
15 e-mail and by [REDACTED].

16 Q. If you look at, I'm going to use the
17 Bates numbers. If you look at -- how did you
18 first come to learn that the e-mail from
19 [REDACTED] was not legitimate?

20 A. There was a second request, which during
21 that approval process there was a communication
22 to him, which he was unaware of this, of both
23 of those requests.

24 Q. Were you involved in the second request?

25 A. Yes.

1

2 Q. And what was your involvement with the
3 second request?

4 A. I was asked to approve that wire, as
5 well.

6 Q. And did you log into the Chase system
7 and approve that wire as well?

8 A. I believe that I did.

9 Q. And did the wire actually go out?

10 A. No, it did not.

11 Q. Do you know why the wire in the second
12 attempt didn't go out?

13 A. ■ had followed back up and e-mailed or
14 called, I don't remember the exact one, ■.

15 Q. So even though an e-mail was received
16 and a wire transfer had been set up and you had
17 gone into the system and approved the wire
18 transfer, the money still didn't go out because
19 the second approval never occurred?

20 A. Yes.

21 (E-mail string containing a number of
22 e-mails to and from ■, was marked as
23 Defendant's Exhibit 12 for identification, as
24 of this date.)

25 Q. Let me show you what I've marked as

1

2 Exhibit 12. You mentioned that you were
3 provided or you saw an e-mail that had been
4 sent to [REDACTED], correct.

5 A. Correct.

6 Q. I've handed you an e-mail string which
7 has a number of e-mails to and from [REDACTED].
8 Can you kind of going through them one-by-one,
9 using the time stamps, tell me which e-mails
10 you saw when you looked at those e-mails with
11 [REDACTED].

12 MR. ZIFFER: I just want to
13 clarify whether we're talking, when you
14 say he saw it, whether we're talking
15 about content or form or both. Clarify
16 for the witness because I think there
17 may be different answers depending on
18 whether we're talking about the content
19 or the form.

20 MR. SCHMOOKLER: Any portion of
21 the e-mails.

22 Q. Let's start with, if you saw any portion
23 of any of these e-mails, which ones did you
24 see?

25 A. Do you mean prior to? I've seen

1

[REDACTED]

2 A. Yes.

3 Q. What were you told when you were
4 reprimanded?

5 A. What were the implications or what was I
6 told explicitly.

7 Q. Explicitly.

8 A. I met with my boss who I've mentioned,
9 David Colistra. I met with the head of HR,
10 Eileen Schloss. Given sort of an overview of
11 the situation. Some of the how, you know, kind
12 of the final warning. There was a financial
13 repercussion and then it went into my file with
14 what happened.

15 Q. Did they tell you what the expectations
16 were in terms of future wire transfers, what
17 you should do differently?

18 A. I no longer am in charge of wire
19 transfers.

20 Q. When you logged -- strike that.

21 In the context of how Medidata approved
22 wire transfers. In order for a wire transfer
23 to go out, you would have to log in,
24 intentionally log in to a different system,
25 correct?

1

[REDACTED]

2

MR. ZIFFER: Objection.

3

A. Are you referring to the Chase system?

4

Q. Yes. So in order for a wire transfer to go out in the normal course, you would have to choose to go into the Internet and log into the Chase system, correct?

5

6

7

8

A. I would have to do that, yes.

9

10

Q. And as the system comes up you were provided information about the wire transfer, correct?

11

12

A. When you say information --

13

14

Q. Once you've logged in to the Chase system and you've chosen a wire for approval, were you provided any information in the Chase system about the wire, beneficiary, amount?

15

16

17

A. Yes.

18

19

Q. What information were you provided through the Chase system about the wire as you're about to approve it?

20

21

A. The amount, the recipient.

22

Q. Did it provide you the banking details?

23

A. Yes.

24

25

Q. And when you were looking at the wire transfer on September 16, did you go through

1

2 all of the information in the Chase system,
3 meaning the beneficiary, the wire details and
4 the amount?

5 A. I did look at that and as I recall we
6 looked at the e-mail that was provided to
7 insure the amount and the banking data matched.

8 Q. And then after you had done that, in
9 order for the wire transfer to go out you had
10 to click a separate button?

11 A. I believe there is an authorize button
12 and a release button. It may be the same, I
13 don't recall.

14 Q. Before you hit whatever the button is
15 called, authorize or release, you wanted to
16 make sure all the information matched the
17 e-mail, correct?

18 A. Yes.

19 Q. And then it was after you did that, that
20 you chose to hit the button?

21 A. Yes.

22 Q. And you understood that hitting the
23 approval or release button was your way of
24 moving the wire transfer to the next step of
25 the process?

1

2 A. Yes. Using the e-mail kind of, and
3 understanding the request from [REDACTED], yes.

4 Q. But I'm saying, you understood how the
5 Chase system worked, such that when you hit the
6 button the approval or the release button, it
7 would then move to [REDACTED] for his approval,
8 correct?

9 A. Mechanically, yes.

10 Q. So you understood that when you hit the
11 approval or release button that was your way of
12 telling the system that it had been approved by
13 you?

14 A. Yes.

15 Q. Was there any reason in particular that
16 you approved the transaction before [REDACTED]?

17 A. I -- not that I'm aware of. Potentially
18 because of timing of who was asked. You'd have
19 to ask [REDACTED]. She came to me first.

20 Q. Did you help [REDACTED] to access the
21 Chase system too?

22 A. He asked for help in how to log in.

23 Q. So did you watch him log in then?

24 A. I recall I did watch.

25 Q. Did he have to go through the same

1

2 process you went through in terms of entering a
3 user ID, a password and some sort of number
4 from his fob?

5 A. Yes.

6 Q. And did you watch him as he approved the
7 wire transfer?

8 A. I recall that I did. I don't exactly,
9 remember.

10 Q. So is it fair to say then, in order for
11 this wire transfer to go out there had to be
12 two people separately log in to the Chase
13 system?

14 A. There was someone that had to authorize
15 and someone that had to release.

16 Q. So you were the one who authorized and
17 he was the one who released?

18 A. Yes.

19 Q. So even with -- strike that.

20 Was there anything -- strike that.

21 Was [REDACTED] the only person who could
22 release a wire?

23 A. No. Anyone of the authorized signatores
24 (sic) could do either/or it was my
25 understanding.

1

2 Q. So in terms of the timing perspective,
3 [REDACTED] logging into the system and
4 releasing the wire was the last step that
5 actually sent the money out?

6 A. I am not fully aware of the mechanics
7 once they were approved, but from our
8 perspective that was the end.

9 Q. Does Medidata have an IT department?

10 A. Yes.

11 Q. Do you know who the head of that
12 department is?

13 A. We have multiple IT departments.

14 Q. That was a bad question then. In terms
15 of internal technology like help desk and how
16 your computers work, is there some sort of
17 internal IT department?

18 A. Yes.

19 Q. What is that department called?

20 A. Help desk support.

21 Q. Were you ever provided any training
22 prior to September 2014 on e-mail scams?

23 A. I can't recall.

24 Q. Have you been provided any training
25 after September 2014 on e-mail scams?

1

2 A. Yes.

3 Q. Have they told you to look out or watch
4 for certain types of signals or red flags?

5 A. Yes.

6 Q. What have they told you to watch out
7 for?

8 A. I think they've kind of highlighted this
9 case and talked about some of the things, the
10 urgency factor. The phone calls. We weren't
11 really privy to those, so the only
12 documentation that we received were the e-mails
13 from [REDACTED]. So a lot of the red flags that were
14 raised we would not have seen or I would not
15 have seen.

16 Q. What about the phone calls have you been
17 told was a red flag?

18 A. Getting a phone call and asking
19 information requests. I did not receive any of
20 those in this case.

21 Q. What do you mean by information
22 requests?

23 A. Asking about information about the
24 company or about signatories, things like that.

25 Q. Anything else you've been told to be on

| | | | | |
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